



**AGENDA
CITY OF CYPRESS
CITY COUNCIL**

**REGULAR MEETING
MONDAY, JUNE 9, 2014
6:30 P.M.; 7:00 P.M.**
Public Hearings at 7:00 P.M.

COUNCIL CHAMBERS
5275 Orange Avenue
CYPRESS, CALIFORNIA

This Agenda contains a brief general description of each item to be considered. Except as otherwise provided by law, no action or discussion shall be taken on any item not appearing in the following Agenda. Supporting documents, including staff reports, are available for review in the City Clerk's office and the City's website at www.ci.cypress.ca.us.

City Hall Directory:

Administration – (714) 229-6680

admin@ci.cypress.ca.us

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City Council Agendas/Minutes are available at www.ci.cypress.ca.us.

CALL TO ORDER

**6:30 P.M.
Council Chambers**

ROLL CALL

**MAYOR LEROY MILLS
MAYOR PRO TEM ROB JOHNSON
COUNCILMEMBER DOUG BAILEY
COUNCILMEMBER PRAKASH NARAIN
COUNCILMEMBER MARIELLEN YARC**

ORAL COMMUNICATIONS

The public may at this time address the members of the City Council on any matters within the jurisdiction of the City Council, prior to any action taken on the Agenda. No action may be taken on off-Agenda items except as authorized by law. Speakers are requested to limit their comments to no more than three minutes each.

Recess the meeting to Closed Session.

CLOSED SESSION

Pursuant to California law, "a person may not disclose confidential information that has been acquired by being present in a closed session... to a person not entitled to receive it, unless the legislative body authorizes disclosure of that confidential information." (Gov. Code § 54963(a).) Any "[v]iolation of [Government Code § 54963] may be addressed by the use of such remedies as are currently available by law, including, but not limited to: (1) injunctive relief to prevent the disclosure of confidential information...; (2) disciplinary action against [a person] who has willfully disclosed confidential information....; [and/or] (3) referral of a member of a legislative body who has willfully disclosed confidential information... to a grand jury." (Gov. Code § 54963(c).)

CITY OF CYPRESS ITEMS:

CONFERENCE WITH LABOR NEGOTIATOR

(Pursuant to Government Code Section 54957.6)

Agency Negotiators: William Wynder and Richard Storey

Employee Groups:

City Manager

RECONVENE

**7:00 P.M.
Council Chambers**

ROLL CALL

**MAYOR LEROY MILLS
MAYOR PRO TEM ROB JOHNSON
COUNCILMEMBER DOUG BAILEY
COUNCILMEMBER PRAKASH NARAIN
COUNCILMEMBER MARIELLEN YARC**

PLEDGE OF ALLEGIANCE

INVOCATION**PRESENTATIONS****RECOGNITION OF NALANI DUTRO****REPORT OF WORKSHOP AGENDA/
CLOSED SESSION****CITY MANAGER
CITY ATTORNEY****ORAL COMMUNICATIONS (LIMITED TO ONE-HALF HOUR)**

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*If you would like to address the City Council, please complete the white **SPEAKER'S CARD**. The card is available at the speaker's podium or from the City Clerk. Please identify on the card your name, address, and the item on which you would like to speak, and return to the City Clerk. The **SPEAKER'S CARD** assists the Mayor in ensuring that all persons wishing to address the Council are recognized. Your name will be called at the time the matter is heard by the Council.*

Council Chamber Decorum:

- **Use courteous and professional language at all times**
- **Refrain from clapping, whistling, etc. in response to a speaker's comments**
- **Allow speakers to provide comments without interruption**
- **Remove hats upon entering Council Chambers**
- **No food or beverages please**

PUBLIC HEARINGS (1)

Public Comments Restricted to Ten Minutes Per Speaker, Unless Extended by the City Council.

1. **[PUBLIC HEARING REGARDING THE ADOPTION OF THE FISCAL YEAR 2014-15 BUDGET FOR THE CYPRESS RECREATION AND PARK DISTRICT.](#)**
Prepared by: Matt Burton, Assistant Director of Finance and Administrative Services

Recommended Action: That the City Council, acting as the ex-officio governing Board of Directors of the Cypress Recreation and Park District, adopt the District Budget as proposed for the fiscal year beginning July 1, 2014 after the conclusion of the public hearing.

CONSENT CALENDAR NOTICE

All matters listed on the Consent Calendar are to be approved with one motion unless a member of the Council requests separate action on a specific item. Ordinances on the Consent Calendar should be read by title only prior to taking any action.

CONSENT CALENDAR (2 – 17)

2. APPROVAL OF MINUTES.

Meetings of May 27 and June 3, 2014.

Prepared by: Denise Basham, City Clerk

Recommended Action: Approve as submitted.

3. MOTION TO INTRODUCE AND/OR ADOPT ALL ORDINANCES AND RESOLUTIONS PRESENTED FOR CONSIDERATION BY TITLE ONLY AND TO WAIVE FURTHER READING.

4. SECOND READING OF AN ORDINANCE ADOPTING ZONE CHANGE NO. 2014-02 AND THE MACKAY PLACE SPECIFIC PLAN, A REQUEST TO CHANGE THE ZONING OF 6.8 ACRES OF THE PROPERTY LOCATED AT 8721 CYPRESS AVENUE FROM PS-1A PUBLIC & SEMI-PUBLIC TO PC PLANNED COMMUNITY (PC-13), AND TO APPROVE THE MACKAY PLACE SPECIFIC PLAN.

Prepared by: Doug Hawkins, Planning Manager

Recommended Action: That the City Council adopt the Ordinance by title only, title as follows, adopting Zone Change No. 2014-02 and the Mackay Place Specific Plan.

An Ordinance of the City Council of the City of Cypress Adopting Zone Change No. 2014-02 and the Mackay Place Specific Plan, Changing the Zoning Classification of 6.8 Acres of the Property Located at 8721 Cypress Avenue from PS-1A Public & Semi-Public to PC Planned Community (PC-13).

5. **SECOND READING OF AN ORDINANCE ADOPTING ZONE CHANGE NO. 2014-03 AND THE HARMONY 2015 SPECIFIC PLAN, A REQUEST TO CHANGE THE ZONING OF THE PROPERTY LOCATED AT 9470 MOODY STREET (CYPRESS SCHOOL DISTRICT OFFICE SITE) FROM PS-A1 PUBLIC & SEMI-PUBLIC TO PC PLANNED COMMUNITY (PC-14), AND TO APPROVE THE HARMONY 2015 SPECIFIC PLAN.**

Prepared by: Doug Hawkins, Planning Manager

Recommended Action: That the City Council adopt the Ordinance by title only, title as follows, adopting Zone Change No. 2014-03 and the Harmony 2015 Specific Plan.

An Ordinance of the City Council of the City of Cypress Adopting Zone Change No. 2014-03 and the Harmony 2015 Specific Plan, Changing the Zoning Classification of the Property Located at 9470 Moody Street from PS-1A Public & Semi-Public to PC Planned Community (PC-14).

6. **DESIGN REVIEW COMMITTEE PERMIT NO. 2632, A REQUEST BY VERIZON WIRELESS TO CONSTRUCT A STEALTH, IMITATION TREE DESIGN ANTENNA FACILITY LOCATED AT 4949 KATELLA AVENUE IN THE PBP PLANNED BUSINESS PARK ZONE.**

Prepared by: Kori Sanders, Associate Planner

Recommended Action: That the City Council adopt the Resolution by title only, title as follows, approving Design Review Committee Permit No. 2632, subject to the conditions in Exhibit "A" of the Resolution. In accordance with the California Environmental Quality Act (CEQA) guidelines, a Categorical Exemption, Class 3, will be filed for this project.

A Resolution of the City Council of the City of Cypress Approving Design Review Committee Permit No. 2632
- With Conditions.

7. **APPROVAL OF AMENDMENT THREE TO COOPERATION AGREEMENT TO ALLOW PARTICIPATION IN THE URBAN COUNTY CDBG AND HOME PROGRAMS FOR FISCAL YEARS 2015-2017.**

Prepared by: Steve Clarke, Redevelopment Project Manager

Recommended Action: That the City Council: 1) Authorize the City's continued participation in the Urban County CDBG and HOME Programs for Fiscal Years 2015-2017 through adoption of the Resolution by title only, title as follows, approving Amendment Three to the Cooperation Agreement with the County of Orange; and 2) Authorize the Mayor to sign Amendment Three on behalf of the Cypress City Council.

A Resolution of the City Council of the City of Cypress Approving the City's Participation in the Housing and Community Development Block Grant and HOME Programs with the County of Orange.

8. **FISCAL YEAR 2014-2015 CAPITAL IMPROVEMENT PROGRAM (CIP) GENERAL PLAN CONSISTENCY DETERMINATION.**

Prepared by: Doug Hawkins, Planning Manager

Recommended Action: That the City Council: 1) Determine that the Fiscal Year 2014-2015 Capital Improvement Program (CIP) is consistent with the City of Cypress General Plan 2001 Update, as required by Government Code Section 65103(c); and 2) Receive and file the staff report for the Fiscal Year 2014-2015 Capital Improvement Program (CIP) Consistency Determination.

9. **APPROVAL OF THE FIRST AMENDMENT TO THE CONTRACT AGREEMENT WITH ALL CITY MANAGEMENT SERVICES, INC. FOR CROSSING GUARD SERVICES.**

Prepared by: Jackie Gomez-Whiteley, Chief of Police

Recommended Action: That the City Council approve the proposed First Amendment to the Contract Services Agreement between the City of Cypress and All City Management Services, Inc. to reflect changes made to Item #2.0 Schedule of Compensation – Crossing Guard Salary.

10. **APPROPRIATION OF FY 2013 PROP 69 GRANT FUNDS FROM THE COUNTY OF ORANGE.**

Prepared by: Jackie Gomez-Whiteley, Chief of Police

Recommended Action: That the City Council: 1) Accept the FY 2013 Prop 69 grant funds from the County of Orange; and 2) Increase estimated revenues (114-50183.3525 Grants – Miscellaneous) in the General Fund Grants Fund in the amount of \$1,881; and 3) Approve appropriations in the General Fund Grants Fund as follows: 114-50183.4113 (Small Tools and Equipment) \$1,881.

11. **EXECUTION OF PROMISSORY NOTE BETWEEN THE CITY'S INFRASTRUCTURE RESERVE FUND AND THE CITY'S SEWER FUND.**

Prepared by: Matt Burton, Assistant Director of Finance and Administrative Services.

Recommended Action: That the City Council authorize City staff to execute the Repayment Agreement and Promissory Note in the amount of \$5,000,000 between the City's Infrastructure Reserve Fund and the City's Sewer Fund.

12. **ADOPTION OF THE FISCAL YEAR 2014-15 BUDGET FOR THE CITY OF CYPRESS.**

Prepared by: Matt Burton, Assistant Director of Finance and Administrative Services.

Recommended Action: That the City Council adopt the Resolution by title only, title as follows, approving the City's annual budget for the fiscal year beginning July 1, 2014.

A Resolution of the City Council of the City of Cypress
Approving the Annual Budget for the Fiscal Year
Commencing July 1, 2014 and Fixing the Limitations
of Expenditures for the Several Funds and the Functions,
Departments, and Activities Carried on Under Such Funds.

13. **ADOPTION OF ANNUAL STATEMENT OF INVESTMENT POLICY.**
Prepared by: Matt Burton, Assistant Director of Finance and Administrative Services.

Recommended Action: That the City Council, and acting as the ex-officio Board of Directors of the Cypress Recreation and Park District, adopt the Resolution by title only, title as follows, regarding the adoption of the Annual Statement of Investment Policy.

A Resolution of the City Council of the City of Cypress, and Acting as the Ex-Officio Governing Board of Directors of the Cypress Recreation and Park District, Adopting the Annual Statement of Investment Policy.

14. **RESOLUTION ESTABLISHING THE CITY OF CYPRESS' FISCAL YEAR 2014-15 APPROPRIATION LIMIT.**
Prepared by: Matt Burton, Assistant Director of Finance and Administrative Services

Recommended Action: That the City Council adopt the Resolution by title only, title as follows, establishing the City's Fiscal Year 2014-15 appropriation limit.

A Resolution of the City Council of the City of Cypress, Establishing the City's Appropriation Limit for the 2014-15 Fiscal Year.

15. **APPROVAL OF COMMERCIAL WARRANT LIST AND WIRE TRANSFERS FOR FISCAL YEAR 2013-14 FOR WARRANTS NO. 30223 THROUGH 30396.**
Prepared by: Matt Burton, Assistant Director of Finance and Administrative Services

Recommended Action: That the City Council approve the attached warrant registers and wire transfers for Fiscal Year 2013-14.

16. **APPROVAL OF A THREE-YEAR CITY MANAGER EMPLOYMENT AGREEMENT BETWEEN THE CITY OF CYPRESS AND PETER K. GRANT.**
Prepared by: Lindsay M. Tabaian, Assistant City Attorney

Recommended Action: That the City Council approve the Three-Year City Manager Employment Agreement between the City of Cypress and Mr. Peter K. Grant, and authorize the Mayor to execute the Agreement on behalf of the City Council.

Recreation and Park District Matters:

17. **RESOLUTION ESTABLISHING THE CYPRESS RECREATION AND PARK DISTRICT'S FISCAL YEAR 2014-15 APPROPRIATION LIMIT.**

Prepared by: Matt Burton, Assistant Director of Finance and Administrative Services

Recommended Action: That the City Council, acting as the ex-officio governing Board of Directors of the Cypress Recreation and Park District, adopt the Resolution by title only, title as follows, establishing the District's Fiscal Year 2014-15 appropriation limit.

A Resolution of the City Council of the City of Cypress, Ex-Officio Governing Board of Directors of the Cypress Recreation and Park District, a Subsidiary District of the City of Cypress Establishing the Cypress Recreation and Park District's Appropriation Limit for the 2014-15 Fiscal Year.

END OF CONSENT CALENDAR

NEW BUSINESS

No items.

RECREATION & PARK DISTRICT MATTERS

The Cypress City Council, Acting as the Ex-Officio Governing Board of Directors.

No items.

SUCCESSOR AGENCY TO THE CYPRESS REDEVELOPMENT AGENCY MATTERS

The Cypress City Council, Acting as the Successor Agency to the Cypress Redevelopment Agency.

No items.

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ITEMS FROM CITY COUNCIL MEMBERS

- Reports on Committee Assignments
- Other Items

ITEMS FROM CITY MANAGER

ADJOURNMENT

The next meeting will be an adjourned Regular Meeting, to be held on Monday, June 23, 2014 beginning at 5:30 p.m. in the Executive Board Room.

I hereby certify under penalty of perjury under the laws of the State of California, that the foregoing Agenda was posted on the City Hall bulletin board not less than 72 hours prior to the meeting. Dated this 4th day of June, 2014.

Denise Basham, City Clerk

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING, YOU SHOULD CONTACT THE OFFICE OF THE CITY CLERK AT (714) 229-6683. NOTIFICATION BY NOON ON FRIDAY, JUNE 6, 2014 WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ASSURE ACCESSIBILITY TO THIS MEETING.